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Portfolio Recovery Associates, LLC*

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

GUILLERMO T. ACHURRA, JR.)	Case No.: 2:20-cv-00053-RFB-NJK
)	
Plaintiff,)	MOTION TO EXTEND TIME FOR
)	PORTFOLIO RECOVERY
v.)	ASSOCIATES, LLC TO RESPOND
)	TO COMPLAINT (ECF No. 1)
PORTFOLIO RECOVERY ASSOCIATES, LLC,)	
)	(Second Request)
Defendants.)	
)	

Pursuant to Local Rule IA 6-1, Defendant Portfolio Recovery Associates, LLC (“PRA”), by and through its attorneys, moves for an extension of time to respond to the Complaint (ECF No. 1) up to and including March 24, 2020. This is PRA’s second request for extension of time to respond to the Complaint.

MEMORANDUM OF POINTS AND AUTHORITIES

1. On January 9, 2020, Plaintiff files the Complaint in the above-entitled action (ECF No. 1). Based on belief and information, PRA’s response was due on February 18, 2020.

2. PRA, a corporate defendant, was seeking to retain counsel and has recently retained counsel. In the meantime, opposing counsel and PRA had directly agreed to an extension for PRA to respond to the Complaint by March 10, 2020. *See* ECF No. 6.

3. PRA respectfully requests additional time to evaluate and respond to the Complaint. This action concerns phone calls PRA allegedly placed to Plaintiff, which Plaintiff claims to be in violation of the Fair Debt Collection Practices Act. *See* ECF No. 1, at ¶¶ 1, 11-

1 13. Since the inception of this case, PRA has requested the phone number upon which Plaintiff
2 bases his claims in this action. This information is necessary for PRA to perform the requisite
3 review of its files, in order to meaningfully respond to the Complaint.

4 4. On February 3, 2020, Plaintiff, through his counsel Mr. David Krieger, provided
5 PRA with a phone number, but PRA was unable to locate any calls such that this could be the
6 phone number at issue in Plaintiff's pleading. On several occasions between February 4 and
7 February 18, 2020, PRA requested from Mr. Krieger any additional phone number(s) that
8 Plaintiff may base his claims upon. Mr. Krieger responded that to date, he had no new
9 information from Plaintiff.

10 5. On February 25, 2020, PRA's counsel again followed up with Mr. Krieger for the
11 requested information but received no response.

12 6. On February 26, 2020, Mr. George Haines informed PRA's counsel that Mr.
13 Krieger withdrew from Haines & Krieger, LLC on February 21, 2020. Mr. Haines also informed
14 that he was contacting Plaintiff regarding PRA's request and hoped to have a response within a
15 few days.

16 7. On March 3, 2020, PRA still had not received the requested information. PRA's
17 counsel therefore followed up with Mr. Haines. Mr. Haines asked for an additional thirty (30)
18 days for Plaintiff to identify this information.

19 8. On Saturday, March 7, 2020, Mr. Haines informed PRA's counsel that this action
20 had been transferred to Mr. Krieger and his new firm, Krieger Law Group.

21 9. At this time, PRA is still left without the information necessary for PRA to
22 investigate and respond to the Complaint. Thus, PRA requests an additional fourteen (14) days
23 to file a responsive pleading.

24 10. The extension will result in minimal delay. There are no current deadlines that
25 will be affected by this extension.

26 11. This motion is not made for the purpose of delay or any other improper reasons,
27 but only to allow PRA to respond fully and accurately to the Complaint in this case.
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1 12. For the foregoing reasons, PRA respectfully moves the Court to grant PRA until
2 March 24, 2020 to file a response to the Complaint.


4 DATED: March 9, 2020

5 GORDON REES SCULLY
6 MANSUKHANI, LLP

7 /s/ Wing Yan Wong
8 Wing Yan Wong, Esq. (SBN 13622)
9 300 S. Fourth Street, Suite 1550
10 Las Vegas, Nevada 89101

11 Attorneys for Defendant Portfolio Recovery
12 Associates, LLC

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16 **IT IS SO ORDERED:**

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19 _____
20 UNITED STATES MAGISTRATE JUDGE

21 **DATED:** March 10, 2020
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